

Application No. 10/653,037
Examiner: Howard V. Owens, Jr.
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REMARKS

The Examiner is thanked for his consideration of the present application. In this amendment, claim 1 has been canceled and claims 109 – 128 have been added. Full support of these amendments can be found in the specification, for instance, at page 11, line 27 through page 12, line 6, page 12, lines 17-20 and page 13, lines 2 – 26 and page 15 lines 9-14.

Applicants respectfully traverse the requirement to insert the details of the U.S. applications from which the benefit of priority is claimed in the instant application. It is noted that this information appears in the application data sheet that accompanied the application. Pursuant to 37 C.F.R. 1.76(b)(5), the provision of this information in the application data sheet "constitutes the specific reference required [by law] and need not be otherwise part of the specification."

Applicants submit that the Section 102(b) rejection should not be applied to the pending claims. The Office Action states that "Borden teaches the catalytic hydrogenation of malto-oligosaccharide species...." This is simply not true. The Borden references directed towards the catalytic hydrogenation of polydextrose or polymaltose species, not malto-oligosaccharides, and certainly not the claimed maltocextrins. The Examiner has already recognized this fact in granting U.S Patent No. 6,613,898. Applicants thus respectfully request that the rejection not be applied to the pending claims.

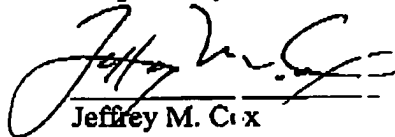
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Conclusion

For these reasons, allowance is respectfully solicited.

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Respectfully submitted,


Jeffrey M. Cox
Reg. No. 50,695

Banner & Witcoff, Ltd.
10 S. Wacker Dr.
Suite 3000
Chicago, Illinois 60606
Telephone: 312-463-5000
Facsimile: 312-463-5001